



STATE BOARD OF LAND COMMISSIONERS

James E. Risch, Governor and President of the Board

Ben Ysursa, Secretary of State

Lawrence G. Wasden, Attorney General

Keith L. Johnson, State Controller

Marilyn Howard, Superintendent of Public Instruction

Secretary to the Board

Summary Minutes Regular Land Board Meeting September 12, 2006

The regular meeting of the Idaho State Board of Land Commissioners was held on Tuesday, September 12, 2006 in Boise, Idaho. The meeting began at 9:09 a.m. in the second floor courtroom of the Borah Post Office building. The Honorable James Risch presided. The following members were present:

Honorable Secretary of State Ben Ysursa
Honorable Attorney General Lawrence G. Wasden
Honorable State Controller Keith L. Johnson
Honorable Superintendent of Public Instruction Marilyn Howard

Secretary to the Board for this meeting: Assistant Director George Bacon

• **CONSENT**

Assistant Director Bacon provided background information on the Consent Agenda items.

A motion was made by Attorney General Wasden to approve the Consent Agenda with the exception of items 7 and 8. Items 7 and 8 were moved to the Regular Agenda. Controller Johnson seconded the motion. The motion carried on a vote of 5-0.

1. Director's Report – approved

- A. Interest Rate on Department Transactions – August 2006
- B. Bureau of Real Estate, Land Sale Section, Official Transactions – July 2006
- C. Bureau of Real Estate, Easement Section, Official Transactions – July 2006
- D. Timber Sale Official Transactions – July 22, 2006 through August 25, 2006
- E. Timber Sale Activity Report
- F. Legal Matter Summary
- G. Bureau of Surface and Mineral Resources, Official Transactions – July 2006
- H. Fire Season Summary

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Minutes of Land Board Meetings: Summary minutes are preliminary minutes prepared by the Idaho Department of Lands as a courtesy to the reader. Summary minutes have not been approved by the State Board of Land Commissioners and do not constitute the official minutes of the meeting. The Land Board typically approves official minutes within one to three months of the meeting at which the minutes were taken. Should you have any questions regarding these minutes, please contact Susan Terry, Office of the Director, Idaho Department of Lands, (208) 334-0242 or e-mail sterry@idl.idaho.gov.

2. **Timber Sales** – Staffed by Roger Jansson, Operations Chief-North, and Steve Douglas, Operations Chief-South – **approved**

A. Middle Fly	CR-10-0349	2,005	MBF	Bonner
B. Light Pole	CR-30-0532	600	MBF	Clearwater/Shoshone
		118,700	LF	
C. Scramble Pole	CR-30-0533	1,009	MBF	Clearwater/Shoshone
		355,465	LF	

3. **Request by the Department of Health and Welfare to Transfer Ownership in Certain Real Property** – Staffed by Al Drennen, Bureau Chief, Operational Services, Department of Health and Welfare – **approved**

DEPARTMENT RECOMMENDATION: That the State Board of Land Commissioners, on behalf of the State of Idaho, transfer its record ownership in the property by quit claim deed to the Department of Health and Welfare to allow for the Department of Health and Welfare's eventual sale of the property under independent statutory authority.

BOARD ACTION: Approved.

4. **Results of Auction for Grazing Lease G-6387, Preston Lord** – Staffed by George Bacon, Assistant Director, Lands, Minerals, Range – **approved**

DEPARTMENT RECOMMENDATION: That the Board accept the high bid of \$5,500 submitted by Preston Lord for grazing lease G-6387 and direct the Department to issue a new ten-year lease to Mr. Lord. The lease will include a summary of the grazing management proposal submitted by the high bidder and accepted by the Department.

BOARD ACTION: Approved.

5. **Rules Governing Grazing Leases and Cropland Leases, IDAPA 20.03.14.102** – Staffed by George Bacon, Assistant Director, Lands, Minerals, Range – **approved**

DEPARTMENT RECOMMENDATION: Adopt the proposed rule with changes based on public comment, modify the temporary rule and authorize the Department to prepare and submit a pending rule packet to the Office of Administrative Rules for publication in the administrative bulletin.

BOARD ACTION: Approved.

6. **Vegetation Management Policy, Update to the “Resource Assessment Form”** – Staffed by George Bacon, Assistant Director, Lands, Minerals, Range – **approved**

DEPARTMENT RECOMMENDATION: Approve the Department's recommended modifications to the vegetation management policy Resource Assessment Form.

BOARD ACTION: Approved.

7. **Approval Request for Disclaimer of Interest to Randy Jackson for Accretion Land Adjacent to the Snake River in Bingham County** – *Staffed by Perry Whittaker, Chief, Bureau of Real Estate* – **This item was moved to the Regular Agenda.**

DEPARTMENT RECOMMENDATION: Direct the Department to issue a disclaimer of interest for one parcel totaling 118.27 acres of the former bed of the Snake River and to require Ms. Randy Jackson to pay a fee of \$600.00 to the Department of Lands for this transaction.

BOARD ACTION: A motion was made by Controller Johnson to adopt the Department's recommendation. Secretary of State Ysursa seconded the motion. The motion carried on a vote of 5-0.

8. **Conceptual Approval Request for Camas Prairie Facilitated Exchange** – *Staffed by Perry Whittaker, Chief, Bureau of Real Estate* – **This item was moved to the Regular Agenda.**

DEPARTMENT RECOMMENDATION: Direct the Department to work with The Clearwater Group to complete development of an equal value land exchange proposal and the necessary environmental investigations, timber cruises and appraisals to finalize the exchange. The final exchange proposal will be brought back to the Land Board for final approval.

BOARD ACTION: A motion was made by Superintendent Howard to direct the Department, on behalf of the people of the State of Idaho, to work with The Clearwater Group to complete development of equal land values and other issues related to this conceptual approval. Controller Johnson seconded the motion. The motion carried on a vote of 5-0.

9. **Fiscal Year 2008 Department of Lands Budget Approval** – *Staffed by Kathy Opp, Division Administrator, Support Services* – **approved**

DEPARTMENT RECOMMENDATION: Approve the Department FY08 budget proposal as submitted to the Division of Financial Management and the Legislative Services Office on September 1, 2006.

BOARD ACTION: Approved.

10. **Minutes** – **approved**

A. Regular Land Board Meeting – August 8, 2006

• **REGULAR**

11. **Endowment Fund Investment Board Manager's Report** – *Presented by Chris Halvorson, Investment Officer, EFIB*

No action taken on this agenda item.

12. Results of Auction for Grazing Lease G-4054 Mason Butte Cattlemen Association – Lazy Y Ranch, LTD – Presented by George Bacon, Assistant Director, Lands, Minerals, Range

DEPARTMENT RECOMMENDATION: That the Board reject the high bid of \$1,000 submitted by Lazy Y Ranch LTD for grazing lease G-4054 and offer a new ten-year lease to Mason Butte Cattlemen Association at their high bid of \$600.

BOARD ACTION: A motion was made by Controller Johnson to move adoption of the Department's recommendation. Secretary of State Ysursa seconded the motion. The motion carried by unanimous consent (aye, 5-0).

13. Planned Auctions of New Cottage Sites at Priest Lake – Presented by George Bacon, Assistant Director, Lands, Minerals, Range

DEPARTMENT RECOMMENDATION: That the Board direct the Department to review and recommend rental rate structures for new cottage sites. In addition, that the Department defer the auctions of new cottage sites, including lots 37A and 37B at Rocky Point on Priest Lake, until a rent structure for them is approved by the Board.

BOARD ACTION: A motion was made by Attorney General Wasden to move adoption of the Department's recommendation. Controller Johnson seconded the motion. The motion carried on a vote of 5-0.

At 10:15 a.m. a motion was made by Attorney General Wasden to resolve into Executive Session for the purpose of considering records that are exempt from disclosure, consider and advise legal representatives in pending litigation where there is a general public awareness of probable litigation and to consider personnel matters. Controller Johnson seconded the motion. The motion carried by unanimous consent (aye, 5-0). No roll call was necessary.

• **EXECUTIVE SESSION**

- A. To Consider Records that are Exempt from Disclosure [[Idaho Code § 67-2345\(1\)\(d\)](#)]**
- B. To Consider and Advise Its Legal Representatives in Pending Litigation or Where There is a General Public Awareness of Probable Litigation [[Idaho Code § 67-2345\(1\)\(f\)](#)]**
- C. To Consider Personnel Matters [[Idaho Code § 67-2345\(1\)\(b\)](#)]**
- D. To Consider Acquiring an Interest in Real Property Which is Not Owned by a Public Agency [[Idaho Code § 67-2345\(1\)\(c\)](#)]**

At 10:58 a.m. Governor Risch called the meeting back to Regular Session. Attorney General Wasden stated that during the Executive Session the Board discussed personnel issues regarding the directorship of the Department of Lands. No actions were taken by the Board during the Executive Session.

ITEM NOT ON AGENDA – BOARD ACTION TAKEN IN REGULAR SESSION

BOARD ACTION: Secretary of State Ysursa moved that George Bacon be appointed Acting Director of the Idaho Department of Lands with all powers, rights and responsibilities of the position until further action by the Board. Attorney General Wasden seconded the motion. The motion carried on a vote of 5-0.

There being no further business to come before the Board, the meeting adjourned at 11:00 a.m.